

EXHIBIT 2

FILED UNDER SEAL

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC,

Plaintiff,

vs.

No. 3:17-cv-00939-WHA

UBER TECHNOLOGIES, INC.;

OTTOMOTTO LLC; OTTO TRUCKING,

INC.,

Defendants.

_____/

WAYMO & UBER CONFIDENTIAL ATTORNEYS' EYES ONLY

VIDEOTAPED DEPOSITION OF GREGORY KINTZ

SAN FRANCISCO, CALIFORNIA

WEDNESDAY, APRIL 26, 2017

BY: ANDREA M. IGNACIO, CSR, RPR, CRR, CCRR, CLR ~

CSR LICENSE NO. 9830

JOB NO. 2592507

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1 And in that Excel file, I computed [REDACTED] 12:08

2 [REDACTED] as 12:08

3 previously discussed. 12:09

4 Q Okay. [REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

[REDACTED] [REDACTED]

11 Q Okay. And I -- I just want to clarify. 12:09

12 So, earlier we were looking at [REDACTED] 12:09

[REDACTED] for the GBr3. 12:09

14 Do you recall that? 12:09

15 A Yes. 12:09

16 Q By [REDACTED] 12:09

[REDACTED] [REDACTED]

[REDACTED] is that correct? 12:09

19 A No. I was computing the -- [REDACTED] 12:09

20 Q Using [REDACTED] 12:09

21 A Yes. 12:10

22 Q And then there is this number [REDACTED] 12:10

[REDACTED] [REDACTED]

24 Do you see that in paragraph 33? 12:10

25 A Yes. 12:10

1 But let me ask you my next question, which 12:13

2 is: You also looked at the [REDACTED] 12:13

3 [REDACTED] [REDACTED]

4 A Correct. 12:13

5 Q And that was part of your determination as to 12:13

6 whether or not there was [REDACTED] 12:13

7 [REDACTED] correct? 12:13

8 MR. JAFFE: Objection; form. 12:13

9 THE WITNESS: There is -- as demonstrated by 12:13

10 the information in the [REDACTED] file, that there 12:13

11 [REDACTED] [REDACTED]

12 [REDACTED] [REDACTED]

13 MR. KIM: Q. So you could look at the 12:14

14 [REDACTED] [REDACTED]

15 [REDACTED] [REDACTED]

16 A The [REDACTED] information by itself would not 12:14

17 yield enough data to actually produce that 12:14

18 information. 12:14

19 Q Why not? 12:14

20 A Because [REDACTED] 12:14

21 [REDACTED] [REDACTED]

22 [REDACTED] [REDACTED]

23 Q And so you would need to look at [REDACTED] 12:14

24 [REDACTED] [REDACTED]

25 [REDACTED] correct? 12:14

1 A That is correct. 13:42

2 Q Okay. And in order to calculate [REDACTED] 13:42

3 [REDACTED] [REDACTED]

4 [REDACTED] [REDACTED]

5 [REDACTED] [REDACTED]

6 [REDACTED] [REDACTED]

7 [REDACTED] [REDACTED]

8 [REDACTED] [REDACTED]

9 [REDACTED] [REDACTED]

10 Q Is that something you could do now [REDACTED] 13:42

11 [REDACTED] 13:42

12 A Yes. 13:42

13 Q Okay. What -- what is [REDACTED] 13:42

14 [REDACTED] [REDACTED]

15 A Do you have a calculator? 13:42

16 Q We do. 13:42

17 A Do you have a sheet of paper that I can write 13:42

18 on? 13:42

19 Q Yes. 13:42

20 A Do you have a pen that I can write with? 13:43

21 Q Sure. 13:43

22 A (Witness complies.) 13:43

23 I come up with [REDACTED] with 13:46

24 rounding to the third significant digit. 13:46

25 Q And what does that number represent? 13:46

1 THE WITNESS: No. With the data that you've 13:55
2 given me right here at this time, with the equipment 13:56
3 that's available to me, I cannot make a determination. 13:56

4 MR. KIM: Q. And what would you need to make 13:56
5 that determination? 13:56

6 A I would need to have information that gave me 13:56

■ [REDACTED] ■ ■

■ [REDACTED] ■

■ [REDACTED] ■

■ [REDACTED] ■

■ [REDACTED] ■

■ [REDACTED] ■

13 Q And the same would be true for Exhibit 1043 13:57

14 that you were just looking at before that? 13:57

15 A No. 1043 actually has component information 13:57

16 on it. 13:57

17 Q Okay. And what would you need to determine 13:57

18 whether or not the diodes have [REDACTED] 13:57

19 [REDACTED] for the board depicted in Exhibit 1043? 13:57

20 A Ideally, I would need a way of expanding the 13:57

21 image and [REDACTED] 13:58

■ [REDACTED] ■

■ [REDACTED] and from that information, computing the 13:58

24 data. 13:58

25 I frequently do that type of analysis in 13:58

1 graphics programs. I in particular use a program 13:58
2 called CorelDRAW that allows me to do this type of 13:58
3 detailed point-by-point analysis. 13:58

4 Q And that would be for the purpose of 13:58
5 [REDACTED] 13:58

6 A That's correct. 13:58

7 Q And you didn't do that for the board depicted 13:58
8 in Exhibit 1043; correct? 13:58

9 A That's correct. 13:58

10 Q Okay. 13:58

11 (Document marked Exhibit 1045 13:58

12 for identification.) 13:59

13 MR. KIM: I have the same question for 13:59

14 Exhibit No. 1045, which bears Bates No. Uber00008610. 13:59

15 Q Does this exhibit depict [REDACTED] 13:59

16 [REDACTED] 13:59

17 A This document is an assembly document. So 13:59

18 [REDACTED] 13:59

19 [REDACTED] [REDACTED] 13:59

20 [REDACTED] 13:59

21 [REDACTED] 13:59

22 Q So sitting here today, you can't tell me 13:59

23 whether or not the board depicted in Exhibit 1043 has 13:59

24 continuing varying -- 13:59

25 MR. JAFFE: 1045, I'm assuming you're asking 13:59